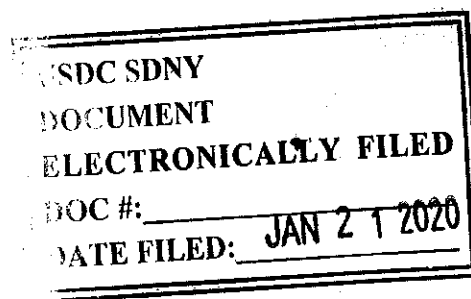


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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Civil Action No. 16-cv-9964 (LAK) (SN)

INLAND BANK AND TRUST

Plaintiff

v.

ARG INTERNATIONAL AG

Defendant.

ARG INTERNATIONAL AG

Third-Party Plaintiff

v.

METALLIC CONVERSION
CORPORATION

Third-Party Defendant.

**[PROPOSED]
DEFAULT JUDGMENT AS TO THIRD-
PARTY DEFENDANT METALLIC
CONVERSION CORP.**

This third-party action having been commenced by third-party plaintiff **ARG INTERNATIONAL AG** ("ARG" or "Third-Party Plaintiff") by the filing of a civil complaint on April 19, 2017 against third-party defendant Metallic Conversion Corporation ("Metallic

Conversion” or “Third-Party Defendant”) (the “Third-Party Complaint”) (ECF No. 26); and the Clerk of the Court having issued a summons on April 21, 2017; and the service of the summons and Third-Party Complaint having been waived by counsel for Third-Party Defendant Metallic Conversion Corporation pursuant to the Waiver of Service Summons executed on May 2, 2017 (ECF No. 29); and Third-Party Defendant having failed to answer or otherwise move with respect to ARG’s Third- Party Complaint; and the Clerk of the Court having issued a Certificate of Default against Metallic Conversion on August 17, 2017 (ECF No. 40);

NOW, on Third-Party Plaintiff’s Motion for Default Judgment and the supporting Affidavit of Kellianne Baranowsky, Esq. and the exhibits thereto; it is hereby:

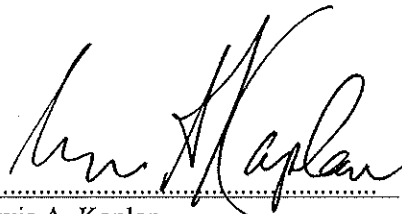
ORDERED, ADJUDGED AND DECREED, that Third-Party Plaintiff ARG INTERNATIONAL AG has a judgment against Third-Party Defendant METALLIC CONVERSION CORPORATION in the amount of **\$450,000.00**, consisting of damages on count

one of the Third-Party Complaint for common law indemnification, *and it is further*

ORDERED, that the Clerk shall terminate Dkt 121 and close the case.

Dated: New York, New York

Jan. 21, 2020



Lewis A. Kaplan
United States District Court Judge